

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Crl.Misc.No.80852-M of 2006

Pritam Singh alias Babli

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

Crl.Misc.No.1413-M of 2007

Kulwant Singh and another

...PETITIONERS

VERSUS

State of Punjab

...RESPONDENT

DATE OF DECISION: FEBRUARY 6, 2007

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.L.S.Sidhu, Advocate,
for the petitioner in Crl.Misc.No.80852-M of 2006.
Mr.D.N.Ganeriwala, Advocate,
for the petitioners in Crl.Misc.No.1413-M of 2007.
Mr.N.S.Gill, AAG, Punjab.

...

This order shall dispose of two Crl.Misc. petitions for regular bail bearing Crl.Misc.No.80852-M of 2006 filed by Pritam Singh alias Babli and Crl.Misc.No.1413-M of 2007 filed by Kulwant Singh and Pardeep Kumar, in case FIR No.273 dated 13.10.2006 registered under Sections 364/365/366/367/368/341/394/497/498/109/120-B/148/149 IPC at Police Station Sadar Muktsar.

I have heard the counsel for the parties and gone through the contents of the FIR.

The aforesaid FIR was registered on the complaint made by Gurdas Singh, husband of Kuldeep Kaur, alleging therein that when they were travelling in a car along with Sukhwant Singh son of his maternal uncle, one car was stopped before their car and his wife Kuldeep Kaur and Sukhwant Singh were kidnapped with the gold ornaments by four occupants of that car. During investigation, it was found that actually his wife Kuldeep Kaur enacted the entire drama as she was married with the complainant two days prior to the date of the occurrence and she was having love affair with

Dalwinder Singh alias Doctor and under a conspiracy, a fake kidnapping was conducted in which she had gone with the said accused and Sukhwant Singh was also taken by them. Undisputedly, Sukhwant Singh returned back to home after one day and Kuldip Kaur and Dalwinder Singh alias Doctor have been arrested and they are still in custody. During investigation, 13 persons have been named as accused, as it was found that three cars were involved in the alleged crime, though as per the version in the FIR only one car with four persons came on the scene.

Counsel for the petitioners contends that as far as the petitioners are concerned, they have been falsely implicated. Even charge has not been framed. The petitioners are in custody since 3.11.2006 and the trial is not going to conclude soon. These facts have not been disputed by the counsel for the respondent-State.

Keeping in view the aforesaid facts, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioners, and they are accordingly ordered to be released on bail to the satisfaction of the trial Court.

February 6, 2007
vkg

(SATISH KUMAR MITTAL)
JUDGE